

## Message

**From:** Packard, Elise [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=6D4AD4C6ABB24F54A2C8C16FA17BA0FD-PACKARD, EL]  
**Sent:** 5/21/2019 1:49:24 PM  
**To:** Brazauskas, Joseph [brazauskas.joseph@epa.gov]  
**Subject:** RE: Informal Resolution Agreement with Hawaii Department of Agriculture

# Ex. 5 AC/DP

Elise B. Packard  
 Acting Deputy General Counsel  
 U.S. EPA Office of General Counsel, Rm. 4020A  
 (202) 564-7729

**From:** Brazauskas, Joseph  
**Sent:** Tuesday, May 21, 2019 9:45 AM  
**To:** Packard, Elise <Packard.Elise@epa.gov>  
**Subject:** Fwd: Informal Resolution Agreement with Hawaii Department of Agriculture

Hi Elise, I think I am fine with this, but want to bring this informal agreement to up to ask whether you feel that Matt needs to review? I missed parts of the reg review and wasn't sure if he had stated something like that. Thanks, Joe

Sent from my iPhone

Begin forwarded message:

**From:** "Dorka, Lilian" <Dorka.Lilian@epa.gov>  
**Date:** May 20, 2019 at 9:55:22 AM EDT  
**To:** "Brazauskas, Joseph" <brazauskas.joseph@epa.gov>  
**Cc:** "Rhines, Dale" <rhines.dale@epa.gov>, "Temple, Kurt" <Temple.Kurt@epa.gov>, "Rhodes, Julia" <Rhodes.Julia@epa.gov>, "Wilson, Adam" <wilson.adam@epa.gov>, "Covington, Jeryl" <Covington.Jeryl@epa.gov>, "Packard, Elise" <Packard.Elise@epa.gov>, "Garnett, Desean" <Garnett.Desean@epa.gov>  
**Subject:** RE: Informal Resolution Agreement with Hawaii Department of Agriculture

Hi Joe, I spoke with Hawaii Friday evening and they helped work out some language. This is how we propose to address your question. OK with you? If you are good with this, I think we have agreement on the agreement and I will sign it on Wednesday and send it to them.  
 Thanks - Lilian

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Lilian Sotolongo Dorka, Director  
 External Civil Rights Compliance Office  
 Office of General Counsel  
 U.S. Environmental Protection Agency  
 202-564-9649 - Office  
 202-695-9888 - Cell

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**From:** Brazauskas, Joseph  
**Sent:** Friday, May 17, 2019 9:12 AM  
**To:** Dorka, Lilian <[Dorka.Lilian@epa.gov](mailto:Dorka.Lilian@epa.gov)>  
**Cc:** Rhines, Dale <[rhines.dale@epa.gov](mailto:rhines.dale@epa.gov)>; Temple, Kurt <[Temple.Kurt@epa.gov](mailto:Temple.Kurt@epa.gov)>; Rhodes, Julia <[Rhodes.Julia@epa.gov](mailto:Rhodes.Julia@epa.gov)>; Wilson, Adam <[wilson.adam@epa.gov](mailto:wilson.adam@epa.gov)>; Covington, Jeryl <[Covington.Jeryl@epa.gov](mailto:Covington.Jeryl@epa.gov)>; Packard, Elise <[Packard.Elise@epa.gov](mailto:Packard.Elise@epa.gov)>  
**Subject:** RE: Informal Resolution Agreement with Hawaii Department of Agriculture

Thanks – so just to be clear E(4) is a requirement of the Hawaii law and is not an additional requirement that the agency is requiring? And if so, can that be clearly stated?

**Joseph A. Brazauskas**  
 Associate Deputy General Counsel  
 U.S. Environmental Protection Agency  
 (202) 564-5189

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**From:** Dorka, Lilian  
**Sent:** Friday, May 17, 2019 8:53 AM  
**To:** Brazauskas, Joseph <[brazauskas.joseph@epa.gov](mailto:brazauskas.joseph@epa.gov)>  
**Cc:** Rhines, Dale <[rhines.dale@epa.gov](mailto:rhines.dale@epa.gov)>; Temple, Kurt <[Temple.Kurt@epa.gov](mailto:Temple.Kurt@epa.gov)>; Rhodes, Julia <[Rhodes.Julia@epa.gov](mailto:Rhodes.Julia@epa.gov)>; Wilson, Adam <[wilson.adam@epa.gov](mailto:wilson.adam@epa.gov)>; Covington, Jeryl <[Covington.Jeryl@epa.gov](mailto:Covington.Jeryl@epa.gov)>; Packard, Elise <[Packard.Elise@epa.gov](mailto:Packard.Elise@epa.gov)>  
**Subject:** Re: Informal Resolution Agreement with Hawaii Department of Agriculture

Yes that is pretty much it.

Sent from my iPhone

Lilian Sotolongo Dorka, Director  
 External Civil Rights Compliance Office  
 Office of General Counsel  
 US EPA  
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On May 17, 2019, at 8:31 AM, Brazauskas, Joseph <[brazauskas.joseph@epa.gov](mailto:brazauskas.joseph@epa.gov)> wrote:

Thanks Lilian – is the section on the DOA Commitments regarding the 2018 Legislative Initiatives just stating that DOA will follow the laws of Hawaii?

**Joseph A. Brazauskas**

Associate Deputy General Counsel  
U.S. Environmental Protection Agency  
(202) 564-5189

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**From:** Dorka, Lilian

**Sent:** Thursday, May 16, 2019 6:40 PM

**To:** Brazauskas, Joseph <[brazauskas.joseph@epa.gov](mailto:brazauskas.joseph@epa.gov)>

**Cc:** Rhines, Dale <[rhines.dale@epa.gov](mailto:rhines.dale@epa.gov)>; Temple, Kurt <[Temple.Kurt@epa.gov](mailto:Temple.Kurt@epa.gov)>;

Rhodes, Julia <[Rhodes.Julia@epa.gov](mailto:Rhodes.Julia@epa.gov)>; Wilson, Adam <[wilson.adam@epa.gov](mailto:wilson.adam@epa.gov)>;

Covington, Jeryl <[Covington.Jeryl@epa.gov](mailto:Covington.Jeryl@epa.gov)>; Packard, Elise <[Packard.Elise@epa.gov](mailto:Packard.Elise@epa.gov)>

**Subject:** Informal Resolution Agreement with Hawaii Department of Agriculture

**Importance:** High

Hi Joe,

Here is where we have ended up on this agreement per our call with HI DOA this afternoon. I have sent this to them just now for their final review. Once they give a final thumbs up, they are expecting me to put this in final, sign it and send it to them by this coming Wednesday. It is anticipated the Chairperson will sign the agreement next Thursday 5/23 and send it back to us. At that time, I would append the Agreement to a boiler plate resolution letter and issue it to the Complainant and Recipient as the formal resolution of this case.

# Ex. 5 AC/DP

Please let me know if you have any questions. Thanks!

Lilian

Lilian Sotolongo Dorka, Director  
External Civil Rights Compliance Office  
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U.S. Environmental Protection Agency  
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